APHC010246142026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

WEDNESDAY, THE 11th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 13290 OF 2026

Between:

Jajula Brahma Teja, S/o Late Jajula Srinivasa Rao, Aged 22 Years, R/o 1-48, Mattigunta, Near Poleramma Temple, Edumudi, Naguluppala Padu, Prakasham District-523 186

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Energy Department, Secretariat Buildings, Velagapudi, Amravati, Guntur District - 522 237.

2. Andhra Pradesh Central Power Distribution Corporation Limited, Rep.by its Chairman and Managing Director, Vidyut Nilayam, Beside Govt. Polytechnic, ITI Road, Vijayawada, Krishna District - 520 008.

3. The Chief General Manager HR, Andhra Pradesh Central Power Distribution Corporation Limited., Corporate Office, Kanuru, Vijayawada - 520 008.

4. The Superintending Engineer, Operation Circle, APCPDCL., Ongole, Prakasham District - 523 001.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction

more particularly one in the nature of writ of Mandamus, declaring the impugned action of respondents not considering the case of the petitioner for compassionate appointment. inspite of proceedings Lr.No.SE/0/0GiyP0(ADM)/JA0-l/SA- l/F.No 3(365)/eN0.361814, dt 20-02-2026, on the file of 4th Respondent, as illegal, arbitrary and violative of Article 14 of the 4 Constitution of India, apart from violative of Principles of Natural Justice, consequently direct the Respondents to consider the case of the petitioner for appointment in any suitable post on compassionate grounds, in view of death of his father while in service and pass such

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to direct the respondents to consider the case of petitioner for appointment in any suitable post, on compassionate grounds, as per the directions of this Honble Court in W.P.No.l522 of 2022, dt 28.01.2022, pending disposal of the above Writ Petition and pass such

Counsel for the Petitioner: G V SHIVAJI

Counsel for the Respondents: GP FOR SERVICES I

Counsel for the Respondents:V V SATISH

The Court made the following order:

HON'BLE SRI JUSTICE NYAPATHY VIJAY

W.P.No.13290 of 2026

O R DE R:

This writ petition is filed for not considering the case of the Petitioner for compassionate appointment inspite of proceedings, dated 20.02.2026 as illegal and arbitrary.

2. The father of the Petitioner was working as Line Inspector in the Office of Respondent No.4-Corporation (APCPDCL) and had died while in service on 04.10.2023. After the death of father of the Petitioner, two suits were filed i.e. O.S.No.16 of 2024 before Civil Judge, Junior Division Court, Gurazala and O.S.No.2 of 2024 before Additional Junior Civil Judge, Ramachandrapuram seeking for recovery of certain amounts said to have been taken as loan by late J.Srinivasa Rao-father of the Petitioner. Interim orders were passed in the suits attaching arrears of salary and leave salary to a tune of Rs.5,29,200/- and Rs.6,95,333/- and the suits are said to be pending.

3. Parallelly, Petitioner, being the only child, made an application for compassionate appointment on 14.03.2024 and Respondent No.2 vide proceedings, dated 30.05.2025 issued orders approving the appointment of Petitioner on compassionate

grounds subject to certain conditions specified therein. In terms thereof, Respondent No.4 issued proceedings on 30.06.2025 directing the Petitioner to attend the Office on 02.07.2025 with requisite documents including latest no-due certificate. Though the Petitioner produced all the certificates as mentioned in the letter, dated 30.06.2025, Petitioner is not permitted to join the service on the ground that the Petitioner could not produce the latest no due certificate. Hence, the present writ petition.

4. Learned counsel for the Petitioner submits that this issue was considered by this Court in W.P.No.1522 of 2022 and seeks for extension of similar relief.

5. Learned Standing Counsel for Respondents Corporation submits that in the light of the orders of the Civil Court, it would be fair on the part of Petitioner to discharge the loans being a prospective public Servant.

6. Heard Sri G.V. Shivaji, learned counsel for Petitioner, learned Government Pleader-Services-I for 1st Respondent and Sri V.V. Satish, learned Standing Counsel for Respondents-Corporation

7. A Coordinate Bench of this Court in W.P.No.1522 of 2022 had considered a similar fact scenario and by following another judgment of this Court in W.P.No.18941 of 2020, allowed the writ petition and directed the Respondent therein to permit the Petitioner in the said case to join services without insisting to discharge the alleged dues payable to third parties. The relevant paragraphs of the order is extracted hereunder:

> *5. This Court has considered the submissions made by learned counsel for the respective parties and perused the material on record, including the orders in Writ Petition No.18941 of 2020. In similar facts and circumstances, the learned Judge found fault with the action of the respondents therein, whereby they insisted for clearing all the dues contacted by the petitioner's father therein, as a condition precedent, for appointing the petitioner on compassionate grounds. The reasoning of the learned Judge, in the considered view of this Court, clearly applies to the facts of the present case. It is also apposite to extract the relevant portion of the order in Writ Petition No.18941 of 2020, which reads thus:*
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> *6. However, as seen from the tenor of letter of the 2nd respondent, it appears that the 2nd respondent has taken up on himself to collect*

the alleged dues payable to certain third parties by the deceased father of petitioner. It is not known the authority basing on which the 2nd respondent has stated so in his letter and particularly as a condition precedent, while appointing the petitioner on compassionate grounds. The contents of this letter cannot in any manner be appreciated nor can make any sense, particularly having regard to the position in which the petitioner is placed. When the employer is expected to be very compassionate in accommodating any of the eligible legal heirs of the deceased employee, this action of the respondent is apparently harsh, as sought to be imposed on petitioner, in this manner.

7. Therefore, accepting the contention of the petitioner that the 2nd respondent cannot insist him to discharge all such alleged dues payable by his deceased father as a condition precedent for issuing appointment order, the request of the petitioner has to be accepted directing him to issue the appointment order on compassionate grounds.

6. In the light of the above referred orders, this Court is in complete agreement with the submissions made by learned counsel for the petitioner.

> *7. Accordingly and for the reasons alike in Writ Petition NO.18941 of 2020, the present writ petition is allowed. The 2nd respondent is directed to issue appointment order to the petitioner, without insisting him to clear the alleged dues payable to third parties by his deceased-father. This exercise should be completed within a period of two weeks from the date of receipt of a copy of this order. No costs. Miscellaneous petitions, if any pending, shall stand closed.*

5. As the facts in the present case are similar in nature, the writ petition is disposed of directing the Respondents to permit the Petitioner to join the service as Line Inspector without insisting for no due certificate. No order as to costs.

As a sequel, pending applications, if any, shall stand closed.

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NYAPATHY VIJAY, J

Date: 11.11.2026
KLP